

SENATE BILL 2306

By Kyle

AN ACT to amend Tennessee Code Annotated, Title 4,
Chapter 29; Title 8, Chapter 44; Title 16 and Title
17, relative to judges.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 17-4-109(d), is amended by deleting the language "private or".

SECTION 2. Tennessee Code Annotated, Section 17-4-109(e), is amended by deleting the language "or private".

SECTION 3. Tennessee Code Annotated, Section 17-4-109, is amended by adding the following language as a new subsection (g):

(g) All meetings of the judicial selection commission shall be open to the public and shall be conducted in compliance with the provisions of title 8, chapter 44, part 1.

SECTION 4. Tennessee Code Annotated, Section 17-4-112, is amended by deleting the language in subsection (a) in its entirety and substituting instead the following:

(a) When a vacancy occurs in the office of an appellate court after September 1, 1994, by death, resignation or otherwise, the governor shall fill the vacancy by appointing one (1) of the three (3) persons nominated by the judicial selection commission, or the governor may require the commission to submit one (1) other panel of three additional nominees. No individual listed on the first panel of nominees certified to the governor may be included on the second panel of additional nominees submitted to the governor. The governor shall then fill the vacancy by appointing one (1) of the nominees from the first or second panel submitted by the commission.

SECTION 5. Tennessee Code Annotated, Section 17-4-118(a), is amended by deleting the period (“.”) at the end of the subsection and adding the following language:

, or the governor may require the commission to submit one (1) other panel of three additional nominees. No individual listed on the first panel of nominees certified to the governor may be included on the second panel of additional nominees submitted to the governor. The governor shall then fill the vacancy by appointing one (1) of the nominees from the first or second panel submitted by the commission.

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.